

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 28 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 13 2006 under 73834

The applicant **Diamond Water, LLC** hereby makes application for permission to change the **point of diversion of a portion** of water heretofore appropriated under **Permit 69260**

1. The source of water is **underground**
2. The amount of water to be changed **1.52 cfs (not to exceed 355.9 acre-feet annually)**
3. The water to be used for **Commercial**
4. The water heretofore permitted for **Commercial**
5. The water is to be diverted at the following point **the Northeast Quarter of the Northeast Quarter of Section 19, Township 13 South, Range 66 East M.D.B.&M., Clark County, Nevada or at a point from which the northeast corner of said Section 19 bears North 75° 36' 11" East a distance of 599.07 feet**
6. The existing permitted point of diversion is located within **the Southeast Quarter of the Northeast Quarter of Section 19, Township 13 South, Range 66 East M.D.B.&M., Clark County, Nevada, or at a point from which the northeast corner of said Section 19 bears North 32° 59' 43" East a distance of 2079.53 feet**
7. Proposed place of use **NE ¼ (all), NE ¼ NW ¼, N ½ SE ¼, and the SE ¼ SE ¼ of Section 19, Township 13 South, Range 66 East, M.D.B.&M., Clark County, Nevada**
8. Existing place of use **NE ¼ (all), NE ¼ NW ¼, N ½ SE ¼, and the SE ¼ SE ¼ of Section 19, Township 13 South, Range 66 East, M.D.B.&M., Clark County, Nevada**
9. Use will be from **January 1ST to December 31ST** of each year.
10. Use was permitted from **January 1ST to December 31ST** of each year.
11. Description of proposed works **Water will be pumped from the exposed water table in an existing mine pit to a storage pond, a second pump to pump from the storage pond to the sand plant, a water clarifying unit to separate sediment from water which will be recycled and sent to the lined pond for further use via a third pump, and associated pipelines**
12. Estimated cost of works **\$500,000 (for well, pump, water lines, and storage ponds only)**
13. Estimated time required to construct works **Three (3) months**
14. Estimated time required to complete the application of water to beneficial use **five (5) years**
15. Remarks: **The proposed Point of Diversion is the exposed water table in a sump in an existing mine pit. Pumping from the sump will facilitate deeper mining by dewatering additional sand deposits as well as providing a water source for operation of the sand and concrete plants, and related operations.**

There are no domestic wells within 2500 feet of the proposed Point of Diversion. Map filed under Application 73834. This temporary permit to be withdrawn upon approval of 73834.

**By Mark Stock for Global Hydrologic Services Inc
s/Mark Stock
c/o Global Hydrologic Services Inc, 561 Keystone, #200
Reno, Nevada 89503**

Compared sc/gkl lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 69260 is issued subject to the terms and conditions imposed in said Permit 69260 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 69259, 69260, 69337, 73068, 73069 and 73906T shall not exceed 1100 acre-feet annually.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **March 22, 2007** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.52 cubic feet per second, but not to exceed 355.9 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A - Temporary

Proof of completion of work shall be filed on or before:

N/A - Temporary

Water must be placed to beneficial use on or before:

N/A - Temporary

Proof of the application of water to beneficial use shall be filed on or before:

N/A - Temporary

Map in support of proof of beneficial use shall be filed on or before:

N/A - Temporary

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 23rd day of March, A.D. 2006


State Engineer